



**CITY OF VAUGHAN
COUNCIL MINUTES
SEPTEMBER 13, 2004**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, SEPTEMBER 13, 2004

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:18 p.m.

The following members were present:

Mayor Michael Di Biase, Chair
Regional Councillor Joyce Frustaglio
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Sandra Yeung Racco

233. DELEGATION FROM PESCARA, ITALY

Mayor Di Biase introduced delegates from Pescara, Italy.

MOVED by Regional Councillor Frustaglio
seconded by Councillor Carella

That the delegation from Pescara, Italy, be received.

CARRIED

234. CONFIRMATION OF AGENDA

MOVED by Councillor Carella
seconded by Regional Councillor Frustaglio

THAT the agenda be confirmed.

CARRIED

235. DISCLOSURE OF INTEREST

Mayor Di Biase declared an interest with respect to Item 5. 2), Council, September 13, 2004, ACCOMMODATING FUTURE DEMANDS FOR MINI SOCCER FIELDS IN WARDS TWO AND THREE, as he is honorary life member, and has voting privileges at the annual general meeting, with the Woodbridge Soccer Club.

236. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

THAT the minutes of the meeting June 28, 2004 be adopted as presented.

AMENDMENT

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT the minutes of the Council meeting of June 28, 2004, be adopted with the following amendment:

That on page 1064, Item 19, Committee of the Whole Report No. 55, CLARENCE STREET BETWEEN MEETING HOUSE ROAD AND RUTHERFORD ROAD TRAFFIC SAFETY REVIEW, that the words “and that Fire and Rescue Services provide a comprehensive report” be inserted following “2004” in the Council recommendation.

CARRIED

Upon the question of the main motion as amended:

CARRIED

237. ROAD CLOSURE – PART OF PINEGROVE ROAD

Deputations with respect to this matter were permitted pursuant to Section 300 s.(1) of the Municipal Act.

No one appeared either in support of or in opposition to this matter.

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

That the recommendation contained in the following report of the City Clerk, dated September 13, 2004, be approved:

CARRIED

Recommendation

The City Clerk recommends:

- 1) That any deputations on the matter be received; and
- 2) That a By-law be enacted to stop up, close and convey a portion of Pinegrove Road.

Purpose

To enact a by-law to stop up and close a portion of Pinegrove Road.

Background – Analysis and Options

At its meeting of June 21, 2004, Council directed staff to commence procedures as required by the Municipal Act to advertise and schedule a Public Hearing to stop up, close and convey a portion of Pinegrove Road in Lot 9, Concession 7.

The notice (Attachment 1) was advertised for two (2) consecutive weeks in the City Page of the Vaughan Citizen and the Liberal (Thursday edition only). The appropriate agencies have been notified of the proposed by-law. No objections have been received to date.

Conclusion

In order to complete the road closure process, Council's approval of this recommendation is required.

Attachments

1. Notice

Report Prepared by:

Brenda Macdonald
Administrative Co-ordinator

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

At this point in the meeting Mayor Di Biase relinquished the Chair to Regional Councillor Jackson.

**238. ACCOMMODATING FUTURE DEMANDS FOR MINI SOCCER FIELDS
IN WARDS TWO AND THREE**

MOVED by Councillor Carella
seconded by Councillor Di Vona

That the recommendation contained in the following report of Councillor Carella, dated June 21, 2004, be approved; and

That the memoranda from the Commissioner of Community Services, dated September 10, 2004, and the Director of Reserves & Investments, dated September 13, 2004, be received.

CARRIED

Council, at its meeting of June 28, 2004, adopted the following:

- 1) That staff be directed to provide notice of an intention to adopt an amendment to the 2004 Capital Budget pursuant to By-law 394-2002; and
- 2) That this report be brought forward to the Council meeting at which this amendment is to be considered; and

By receiving the memorandum from the Director of Reserves & Investments, dated June 28, 2004.

Committee of the Whole recommendation of June 21, 2004

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of Councillor Carella, dated June 21, 2004, be approved;
- 2) That staff contact the Woodbridge Soccer Association to request that they consider a financial contribution in a similar fashion as that of the Vaughan Soccer Association; and
- 3) That the deputation of Mr. Paul De Buono, be received.

Report of Councillor Carella dated June 21, 2004

Recommendation

Councillor Tony Carella recommends that a portion of the monies received from the sale of lands at the southeast corner of Pine Valley Drive and Highway 407 be allocated to construct an artificial soccer field at Vaughan Grove---sufficient for four mini-fields, plus two additional mini-fields at Vaughan Grove and two additional fields on city-owned lands to be identified by the Commissioner of Community Services.

Purpose

To ensure that the Woodbridge community has sufficient mini-soccer fields to accommodate local teams during the 2005 season.

Background - Analysis and Options

The impact of the loss of eight mini-soccer fields along Pine Valley Drive near Highway 407 has not been felt this season, as the City has the use of these fields for the balance of the 2004 season. However, that is not the case in 2005 and steps must be taken to address this issue this year.

The experience of the Ontario Soccer Association in constructing and operating an artificial turf field is highly instructive. While the initial capital costs are greater, these fields command a premium in terms of rental charges, they can be used for longer periods of the year, they do not suffer the effects of inclement weather in the same way natural turf fields do, they are much cheaper to maintain, and after the capital costs are paid, they represent a continuous revenue stream well into the future, as retrofit costs are minimal.

Relationship to Vaughan Vision 2007

Section 1.3 of the Vaughan Vision mandates the “. effective and efficient delivery of services”.

Conclusion

The timely provision of sports fields has always been the case in Vaughan and should continue to be so.

Attachments

1. Memorandum from the Director of Reserves & Investments, dated June 28, 2004.

Report prepared by:

Councillor Tony Carella

Having previously declared an interest Mayor DiBiase did not take part in the discussion or vote on the foregoing matter.

Mayor Di Biase resumed the Chair at this point.

239. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 59

Items 1, 15, 18, 20, 27, 29, and 44

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

THAT Items 1 to 53 of the Committee of the Whole Report No. 59, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Committee of the Whole (Closed Session) Report No. 60, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 5 of the Committee of the Whole (Public Hearing) Report No. 61, BE APPROVED and the recommendations therein be adopted.

CARRIED

240. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 59

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM – 20 INTERIM STRATEGY FOR ALLOCATION / RESERVATION OF
SERVICING CAPACITY

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

That this matter be referred to the Committee of the Whole meeting of October 4, 2004 and all relevant parties be notified.

CARRIED

ITEM – 27 COUNCIL VACANCY – WARD 5

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

THAT Item 27, Committee of the Whole Report No. 59 be adopted amended, as follows:

By approving that the Office of Local Councillor – Ward 5 be declared vacant;

By receiving the report of the City Clerk, dated September 7, 2004; and

By receiving the following written submissions:

- a) Mr. Bernie Green, 39 Franmore Circle, Thornhill, L4J 3B9, dated September 13, 2004; and
- b) Mr. Elliott Frankl, 11 Townsgate Drive, Suite 601, Thornhill, L4J 8G4, dated September 13, 2004.

AMENDMENT

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

THAT Item 27, Committee of the Whole Report No. 59 be further amended, as follows:

That the City Clerk be directed to conduct a by-election in accordance with the Municipal Elections Act to fill the vacancy to the office of Local Councillor – Ward 5.

AMENDMENT

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 27, Committee of the Whole Report No. 59 be further amended, as follows:

That the decision on the options to fill the vacancy be referred to the Committee of the Whole meeting of October 4, 2004, to allow all Members of Council to be present, and that a Special Council meeting be held immediately following the Committee meeting to adopt the decision.

FAILED TO CARRY UPON A RECORDED VOTE

YEAS

Councillor Carella
Mayor Di Biase
Councillor Di Vona

NAYS

Regional Councillor Frustaglio
Regional Councillor Jackson
Councillor Yeung Racco

Upon the question of the motion to direct a by-election:

FAILED TO CARRY UPON A RECORDED VOTE

YEAS

Regional Councillor Frustaglio
Regional Councillor Jackson
Councillor Yeung Racco

NAYS

Councillor Carella
Mayor Di Biase
Councillor Di Vona

Upon the question of the main motion:

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS

Councillor Carella
Mayor Di Biase
Councillor Di Vona
Regional Councillor Frustaglio
Regional Councillor Jackson
Councillor Yeung Racco

NAYS

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ITEM – 44 OFFICIAL PLAN AMENDMENT FILE OP.03.020
 ZONING BY-LAW AMENDMENT FILE Z.03.017
 PARKTRAIL ESTATES INC.
 REPORT #P.2003.62

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 44, Committee of the Whole Report No. 59 be adopted without amendment.

FAILED TO CARRIED UPON A RECORDED VOTE

YEAS

Councillor Di Vona
Regional Councillor Jackson
Councillor Yeung Racco

NAYS

Councillor Carella
Mayor Di Biase
Regional Councillor Frustaglio

No further action was taken on this matter.

ITEM – 1 TAXI-CAB ADVISORY COMMITTEE

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT Item 1, Committee of the Whole Report No. 59 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Manager Special Projects, Licensing & Permits, Insurance-Risk Management, dated September 10, 2004:

“That a member of By-Law Enforcement Services also serve on the Taxi-Cab Advisory Committee.”

CARRIED

ITEM – 15 AWARD OF TENDER T04-088
 WILLIS ROAD AND PINE GROVE ROAD RECONSTRUCTION

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT Item 15, Committee of the Whole Report No. 59 be adopted and amended, as follows:

By approving the following in accordance with the additional report of the Commissioner of Engineering and Public Works, dated September 13, 2004:

- “1. That Tender T04-088 be awarded, for the Willis Road section only, to Direct Underground Inc. in the amount of \$130,227.95, plus G.S.T.;
2. That a contingency allowance in the amount of \$13,000.00 be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract; and
3. That the Mayor and Clerk be authorized to sign the appropriate documents.”

CARRIED

ITEM – 18 WOODBIDGE MEADOWS NEIGHBOURHOOD
TRAFFIC COMMITTEE PLAN - UPDATE

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

THAT Item 18, Committee of the Whole Report No. 59 be adopted and amended, as follows:

By approving that the feasibility of the proposed speed hump at the north end of the Humber River/Robinson Creek Bridge be deferred until the new fire hall has been constructed in West Vaughan;

By receiving the report of the Commissioner of Engineering and Public Works, dated September 7, 2004; and

By receiving the written submission from Mr. Don Gordon, General Manager, York Region Transit, dated September 8, 2004.

CARRIED

ITEM – 29 SPECIAL CONSTABLE WORKING GROUP

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Frustaglio

That Item 29, Committee of the Whole Report No. 59, be reconsidered.

CARRIED UPON A 2/3 MAJORITY VOTE

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

THAT Item 29, Committee of the Whole Report No. 59 be adopted and amended, as follows:

By approving Clauses 1 and 3 of the Committee of the Whole recommendation; and

By directing that staff provide a report to the Committee of the Whole meeting of September 20, 2004 with respect to the Enforcement Services Project Manager position.

CARRIED

241. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

That the confidential memorandum from the Manager of Real Estate, dated September 8, 2004, regarding By-Law 268-2004, and the memorandum from the Commissioner of Planning, dated September 10, 2004, regarding By-Law 273-2004, be received.

CARRIED

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT the following by-laws be read a First, Second and Third time and enacted:

COUNCIL MEETING MINUTES – SEPTEMBER 13, 2004

- By-Law Number 268-2004 A By-law to amend By-law No.106-2004, being a by-law to authorize the sale of City lands and to declare a 0.3 acre site described as Part 1 and 5, Plan 65R-13520 located on the northeast corner of Keele Street and Gantner Gate as surplus. (Item 4, Committee of the Whole (Closed Session), Report No. 30)
- By-Law Number 269-2004 A By-law to authorize the Mayor and City Clerk to execute amendments to the existing services agreement with Munirom Technologies Inc. (Item 5, Committee of the Whole, Report No. 59)
- By-Law Number 270-2004 A By-Law to stop-up and close a portion of Pinegrove Road. (Part of Gamble Street, Plan M-1112 (known as Pinegrove Road) designated as Part 1 on Plan 65R-27226) (Council, September 13, 2004)
- By-Law Number 271-2004 A By-law to assume Municipal Services in Block 150 Registered Plan 65M-2511. (Item 19, Committee of the Whole, Report No. 59)
- By-Law Number 272-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.03.020, Touchstone Group Ltd., north side of Steeles Avenue West, between Hilda Avenue and Yonge Street (100 Steeles Avenue West), in Part of Lot 26, Concession 1) (Council, February 23, 2004, Item 10, Committee of the Whole, Report No. 20)
- By-Law Number 273-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.04.016, DA.03.053, 1541677 Ontario Inc., southwest of New Westminster Drive and Bathurst Street, being Block 2 on Plan 65M-3709, in Part of Lot 6, Concession 2) (Administrative Correction)(Lifting (H) Holding Symbol) (Council, June 14, 2004, Item 27, Committee of the Whole, Report No. 51)
- By-Law Number 274-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.02.045 (19T-02V01), Lanterna Homes, east side of Weston Road, south of major Mackenzie Drive, municipally known as 9831 Weston Road, in Part of Lot 19, Concession 5) (Council, May 25, 2004, Item 22, Committee of the Whole, Report NO. 46)
- By-Law Number 275-2004 A By-law to exempt parts of Plan 65M-3751 from the provisions of Part Lot Control. (PLC.04.025, Leor Buildings 2003 Corp., north of Langstaff Road, east and west of Pleasant Ridge Avenue, being Lots 1 to 156 inclusive on Registered Plan 65M-3751, in Part of Lot 11, Concession 2) (Delegation By-Law 333-98)
- By-Law Number 276-2004 A By-law to repeal By-law 275-2004. (PLC.04.025, Leor Buildings 2003 Corp., north of Langstaff Road, east and west of Pleasant Ridge Avenue, being Lots 1 to 156 inclusive on Registered Plan 65M-3751, in Part of Lot 11, Concession 2) (Delegation By-Law 333-98)
- By-Law Number 277-2004 A By-law to exempt parts of Plans 65M-3769 from the provisions of Part Lot Control. (PLC.01.001, 606578 Ontario Ltd. & 1129666 Ontario Inc., east side of Weston Road, opposite Valeria Boulevard, being specifically Blocks 2 to 4, on Registered Plan 65M-3769, in Part of Lot 12, Concession 5) (Delegation By-Law 333-98)

COUNCIL MEETING MINUTES – SEPTEMBER 13, 2004

- By-Law Number 278-2004 A By-law to repeal By-law 277-2004. (PLC.01.001, 606578 Ontario Ltd. & 1129666 Ontario Inc., east side of Weston Road, opposite Valeria Boulevard, being specifically Blocks 2 to 4, on Registered Plan 65M-3769, in Part of Lot 12, Concession 5) (Delegation By-Law 333-98)
- By-Law Number 279-2004 A By-law to exempt parts of Plans 65M-3708 and 65M-3346 from the provisions of Part Lot Control. (PLC.04.022, Forest Hill Homes (Maple) Ltd., east of Highway 400, south of Teston Road, Lots 1-20 inclusive, Lots 22-30 inclusive, Lots 32-42 inclusive, Lots 44-52 inclusive, Lot 54 and Blocks 93-97 inclusive on Plan 65-3708, and Blocks 266-269 inclusive and Block 280 on Plan 65M-3346) (Delegation By-Law 333-98)
- By-Law Number 280-2004 A By-law to repeal By-law 279-2004. (PLC.04.022, Forest Hill Homes (Maple) Ltd., east of Highway 400, south of Teston Road, Lots 1-20 inclusive, Lots 22-30 inclusive, Lots 32-42 inclusive, Lots 44-52 inclusive, Lot 54 and Blocks 93-97 inclusive on Plan 65-3708, and Blocks 266-269 inclusive and Block 280 on Plan 65M-3346) (Delegation By-Law 333-98)
- By-Law Number 281-2004 A By-law to exempt parts of Plan 65M-3685 from the provisions of Part Lot Control. (PLC.04.024, Aspen Ridge (Thornhill Woods Ltd.), southeast of Rutherford Road and Thornhill Woods Drive, Lots 27, 28, 30 to 34 inclusive, 37, 57, 58 and 73, in Part of Lot 15, Concession 2) (Delegation By-Law 333-98)
- By-Law Number 282-2004 A By-law to repeal By-law 281-2004. (PLC.04.024, Aspen Ridge (Thornhill Woods Ltd.), southeast of Rutherford Road and Thornhill Woods Drive, Lots 27, 28, 30 to 34 inclusive, 37, 57, 58 and 73, in Part of Lot 15, Concession 2) (Delegation By-Law 333-98)
- By-Law Number 283-2004 A By-law to authorize the Mayor and Clerk to execute an amendment to an Agreement of Purchase and Sale between The Corporation of the City of Vaughan and Galcat Investments Inc., for the property described as part of Lots 2 and 3, Concession 6, to extend the closing date to November 15, 2004, with further extensions as required to the satisfaction of the City Solicitor, not to exceed two months. (Item 2, Committee of the Whole (Closed Session), Report No. 60)

CARRIED

242. CONFIRMING BY-LAW

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT By-law Number 284-2004, being a by-law to confirm the proceedings of Council at its meeting on September 13, 2004, be read a First, Second and Third time and enacted.

CARRIED

243. ADJOURNMENT

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

THAT the meeting adjourn at 3:06 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk